

Passes*Home* (1948) Department.

Ms. SERIES.

p. 16 (E)

G.O. NO. 3421

15-9-48

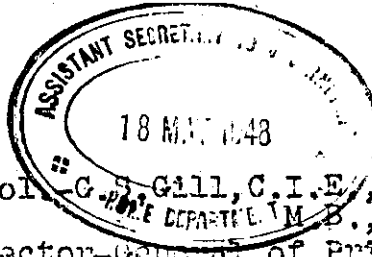
15-9-48

O for R
C of pp 13468
for M

O for M

[Despatch Abstract.]

Jails - Central Jail, Bellary - Ex-Convict
 No. 7542, Nanda Singh - Appointment as
 second grade warder temporarily and
 employment in the Kurikuppe Sheep
 Farm, Bellary - Papers recorded.



JAIL DEPARTMENT.

22188 6/1873

From
Lt. Col. G. S. Gill, C.I.E., O.B.E.,
Inspector-General of Prisons,

To
The Secretary to Government,
Home Department,

M A D R A S.

M A D R A S.

No. R.O.C. 502-B4-48.

Dated 15th March 1948.

Sir,

Sub: Jails - Central Jail, Bellary - Long term convict
No. 7542, Nanda Singh - Appointment as a jail warder.

In continuation of my letter No. 94-54-48, -3, dated 19-2-48, I have to state that the convict mentioned above is not desirous of returning to his native place in the Punjab on release from jail. He is found to be very useful in the wool spinning section of the Central Jail, Bellary. The Superintendent suggested that he be appointed as a warder in his jail. This suggestion has been strongly recommended by the Advisory Board which met on 14-2-48 at Bellary. An extract of the recommendation of the Board is enclosed for information. The convict is also willing to be appointed as a warder.

2) As per rule 4(11) of Madras Jail Subordinate Service Rules ex-inmate of Borstal Schools only can be appointed to any posts in the Jail Subordinate Service.

3) I, therefore request that the Government may be pleased to relax the rules in favour of the above convict for his appointment as a jail warder.

16/8.

LT. COL. -
INSPECTOR-GENERAL OF PRISONS.

p.t.

2

-2-

Copy of the Extract from the Proceedings of the Advisory Board of Convict No.7542, Nandas Singh held at the Central Jail, Bellary on 14-2-48.

- - -

Recommended strongly for premature release, if the suggestion of the Superintendent of the Central Jail, Bellary, that he be appointed as Jail warder, which we (committee) recommend is accepted. The case is a peculiar one. The convict was a Havildar in a Sikh regiment stationed in Bellary, and got mixed up in an unfortunate shooting incident, and was convicted only for attempt to murder under 307 I.P.C. He himself has no wish to return to his native place in Punjab; where he has no wife. His conduct in the jail has been exemplary, and is stated to be extremely useful to the jail. He is a man of magnificent physique, and should prove an acquisition.

- - -

/True extract

b *Singh*

ASST. INSPECTOR-GENERAL OF PRISONS. *(Signature)*

ks.16/3.

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19/4

Issue

Memo No. 22188. C/48 - 1 dated 19.4.48

Jails. C. J. Bellary - ~~Ex~~ Convict No. 7542,
NANDA SINGH - Appointment as a jail
warder.

Refce: From the J. G. of Prisons, No. ROC. 502-B4-48
dated 15.3.48.

The J. G. of Prisons is requested
to say in what grade ~~the~~ ^{Ex} Convict, NANDA SINGH_{Ex}
is proposed to be appointed as a warder and whether
he possesses the qualifications prescribed for the post.

To

Jd W
20/4
The J. G. of Prisons.

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14.5.48
From

Lt.Col.-G.S.Gill, C.I.E., O.B.E. Jail Department
Inspector-General of Prisons, The Secretary to Government,
Home Department,

M A D R A S. M A D R A S.

No. Roc. 502/B4/48 dated 8-5-1948.

C2
Sir,

Sub:- Jails - Central Jail, Bellary - Ex-convict No.7542
Nanda Singh - Appointment as a Jail Warder

Ref:- Government Memo No.22188-C/48-1 Home dated 19-4-48.

A1
The Superintendent, Central Jail, Bellary reports that the ex-convict Nanda Singh whom it is proposed to appoint as a II Grade Warder possesses the qualifications prescribed for the post except age. His age at the time of his admission to jail in 1945 was recorded as 24 years. This may be waived since he is an ex-army prisoner. He does not know to read and write telugu or tamil; but he can speak and understand telugu. He will be appointed as a 2nd grade warder as no direct recruitment is permissible to the 1st grade.

LT.COL.-
INSPECTOR GENERAL OF PRISONS.

k/p/11-5

C Jail Department.

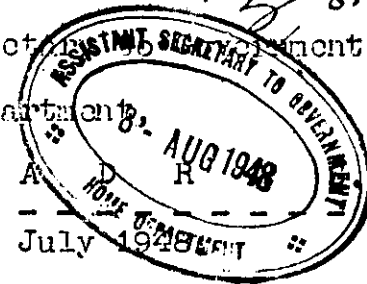
From
Lt.Col.G.S.Gill C.I.E., O.B.E.,
M.B., CH.B.,
Inspector General of Prisons,

To
The Secretary, Home Department,
Home Department,

M A D R A S.

M A D R

No.Roc.502/B.4/48 dated 31st July 1948



Sir,

Sub: JAILS - CENTRAL JAIL, BELLARY - Ex-convict No.7542 -
Nanda Singh - Appointment as a Jail Warder.

Ref: This office letter No.502/B.4/48 dated 8.5.48 and 19.7.48
Government Endorsement No.22188 C/48-3 dated
22nd July 1948.

(Main file circulated to)
Hm(Gp)/HPr on 27-7-48

p: infra

I forward, herewith, the letter No. D.P.A.No.71/48 dated 21-7-48
from the Secretary, Discharged Prisoners' Aid Society, Bellary, for
information of the Government.

Home Dept.

Submitted for perusal. The main file containing
the D.P.'s proposal to appoint the ex-convict as second grade
warder has been circulated to Hm(Gp) and H.Pr. on 27-7-48.

Enc:-1 No action seems necessary on this. This may be
added to the main file on return from circulation.

Lt.Col.,

INSPECTOR GENERAL OF PRISONS.

22188.C2

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[Handwritten signature]

[Handwritten signature]

Discharged Prisoners' Aid Society, Bellary

President.

SRI K. N. ANANTHARAMAN I.C.S.,
Collector, Bellary.

Vice-Presidents-

E. E. MACK Esq. I.C.S.,
District Judge, Bellary
SRI C. BHIMAPPA CHOWDRY.

Honorary Secretary,

SRI Y. PITCHI REDDY B. A.,
Sub Divisional Magistrate, Bellary

Honorary Treasurer.

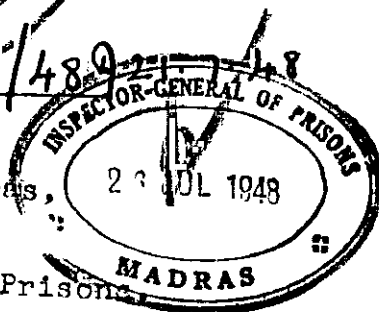
SRI M. RAMANNA.

"Cameron Home"

21st. July 1948

D.P.A. No. 71/48

To,
The Secretary,
to the Government of Madras,
Madras.
Through,
The Inspector General of Prisons,
Madras.



Sir,

Sub:-Ex-Convict-Nanda Singh-Appointment as
warder-In the Central Jail-Requested.

It is learnt that the above convict was recommended to the Government to be appointed as a Warder in the Central Jail and the orders are awaited. On the representation of the Superintendent, Central Jail the said convict is being maintained by this Society for the last four months. Nothing is known till now about the appointment of the said convict. The Executive Committee of this Society which met on 5-7-'48 resolved that the Government should be addressed to consider the case of the said Ex-Convict for a post of a Warder in the Central Jail favourably and I am therefore addressing this letter to you in pursuance of the said resolution.

Yours Faithfully,

[Signature]
Secretary, D.P.A. Society, Bellary.

~~Secret~~

Memo No. 22188-C/48-4

dated 16.8.48

Jails - C. J. Bellary - Ex-Convict No.

7542, NANDA SINGH - Appointment
as second grade warder.

Refce: Correspondence ending with the D.G.'s
letter No. ROC. 502/B/48 dated 21.7.48.

From the Secretary, D.P.A. Society, Bellary,
No. 71/48 dated 21.7.48

p2 cl

p2 of

It has been suggested that ~~in view~~

~~of the fact that the ex convict, NANDA SINGH~~

Orders in circulation

~~is not in most factory spanning section of the C.J. Bellary~~

~~he~~ may be tried as a second grade warder for some
time ~~in the Central Jail, Bellary and in due course transferred~~
~~and in due course transfer him for some job~~

to Kurikuppe Sheep Farm in Bellary. ~~It is not therefore~~

~~It is not therefore~~ necessary to relax the relevant rules to enable him

appointment as warder. ~~Accordingly~~, The D.G. is informed

that ~~the ex convict~~ he may appoint the ex convict as

11
H. S. J.
Bellary

12.

A second grade ~~warder~~ ^{warder} temporarily under rule 2(a)(i) of the General Rules ~~for the Madras Prison and Submarine Services~~. The question of relaxation of the relevant rules ~~will~~ be considered when he is to be permanently absorbed in the ~~Madras Prison~~ Kurituppe Shup Farm, Bellary.

P 146 - 21.11.48

To 
The J. of Prisons.
✓ Copy to the Secy, D. P. A. Society, Bellary.

10/2
3.8.48
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if any, which will require to be relaxed to enable

his appointment.

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9.9.48
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✓
To the D.A.H. (with encls) ^{copy of p 1 and 5}

✓
Copy to the I.G. of
Prisons.

Copy to Dev. Dept
agreed

8
17/9

HOME DEPARTMENT.MEMO. NO. 22188-C/48-6DATED - 15. 9. 48

Jails - C.J., Bellary - Ex-convict No. 7542,
 NANDA SINGH - Appointment as second grade warder,
~~temporarily and employment in the Kurikuppe~~
~~Sheep farm, Bellary.~~

The I.G. of Prisons proposed to appoint as a

second grade warder in the Jail Dept. an ex-convict
 Nanda Singh, particulars about whom are given in the
 I.G.'s letters No. Roc. 502/B.4/48 dated 15-3-48 and
 8-5-48 (copies enclosed). The Govt. consider~~ed~~ that
 he may be tried as a second grade warder for some
 time in the Central Jail, Bellary and in due course
 transferred ^{to} ~~for~~ some job ^{in the} ~~to~~ Kurikuppe Sheep Farm
 in Bellary. The Director of Animal Husbandry is
 requested to send in due course necessary proposals
 for the appointment of Nanda Singh in the Kurikuppe
 Sheep Farm with particulars of the service rules.

ba. 3, p1 CF
 and p5 CF

pp1 and 5 CF

orders in circulation
 on p5 N.F.

W. 2 to the note of Dept
 on p6 N.F.

Jails- Central Jail, Bellary- Ex convict;

NANDA SINGH - Appointment as warder.

From the I. G. of Prisons, No. ROC. 502-B4-48 dated 15.3.48

The I. G. of Prisons has proposed that ~~Ex~~ convict Nanda Singh may be appointed as a warder and that the rules may be relaxed in his favour to enable his appointment as a warder. Apart from the disqualification on account of his conviction, it is not clear whether the ex convict possesses the ~~other~~ qualifications prescribed in the rules for appointment as warder, viz age, physical and educational qualifications. The qualifications prescribed for the I grade and II grade warders are also different. The I. G.'s letter at p.3 c.f. does not ~~show~~ ^{show to} which grade it is proposed to appoint the ex-convict. The information is required to see which of the rules require relaxation and may be called for from the I. G. A draft memo is submitted for approval.

by 15.4.48 15.4.48

16/4/48

p.3 c.f.
p.5 c.f.

Issued Memo No. 22/88.C/48-1 dated 19.4.48

From the I. G. of Prisons, No. ROC. 502/B4/48 d. 8.5.48

Please see the note above, the memo. at p.3 c.f. and the I.G's reply at p.5 c.f. The I.G. reports that it is proposed to appoint ex-convict, Nanda Singh as a II grade warder and that he possesses the qualifications prescribed for the post except the age qualification. The ^{14/5} statement is not correct, as the ex-convict does not possess the educational qualification also. He does not know to read and write one of the languages of the province. ~~Thus~~ The following rules require relaxation in his favour, if he is to be appointed as a II grade warder as proposed by the I.G. —

As 5th

\ P.T.O

1. Rule No.4 - Qualifications regarding age;-

of Jail Subordinate
Service
41 of B.O. No. 14

No person shall be eligible for appointment to any category by direct recruitment if he has completed 25 years of age.

The convict is
about 27 yrs old
p7 of (n)

2. Rule No.6 - Other qualifications:-

of Jail Subordinate
Service
41 of B.O. No. 14

(i) Must be able to read and write one of the languages viz. Tamil, Telugu, Malayalam, Cannada and Hindustani; and

(ii) Must be at least 5' 3" in height and at least 31" round the chest on full expiration and have a chest expansion of 2".

The convict does not
know to read or
write any of the
languages. - A, is

3. Rule 10(b) Qualification:-
Genl. Rules.

47 of B.O. No. 12

No person shall be eligible for appointment to any service by direct recruitment unless he satisfies the Commission in cases where the appointment has to be made in consultation with it or the appointing authority, in other cases

(i) that he is of sound health, active habits and free from any bodily defects or infirmity unfitting him for such service; and

(ii) that his character and antecedents are such as to qualify him for such service.

p5 of 14
p13 of 14
Convicted &
Jawan Judge
for 4 yrs
attempt to murder
with intention

p1 of (1)

p4 of 1

rules 46 and 1
the Madras Jail

2/ Under G.O.No.493, Pub (Ser) dated 11-2-44, relaxation of rules should be restricted to cases of undoubted hardship caused to individual officers by a strict application of the rules. H.Pr. has also recently minuted that the depts. of the Sectt. should be more strict in agreeing to relaxation of rules in future. The ex-convict, should in the normal course ~~should~~ go to his place on release. ~~and~~ As he does not even possess either the age or educational qualification (literacy in any of the languages of the province) he cannot have any claim for appointment as a warder. The case of the ex-convict is not ^{therefore one} ~~only~~ in which hardship is caused by a strict application of the rules. There appears to be no case for the relaxation of the several rules to enable his being appointed as a warder.

3/ The question of his appointment as a warder with ref. to the policy of Govt. in the ~~matters~~ of appointment

(D)

D

M. a. l. r. (E)

A. a. l. r. (C)

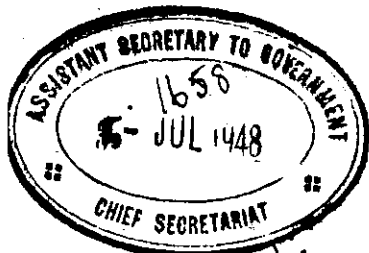
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p. a. l. r. (C)

Z. v. l. r. (U)

(D)

A. v. l. r. (D)



A. Maybe negatived

cmr lco

022188-C2/467 2.7.48 AS 3.7.48

of ex-convicts is examined below. In September 1939, the Honorary Secy. of the Madras Presidency Discharged Prisoners' Aid Society forwarded a petition from an ex-convict, Sri P.B.Krishnamurti Rao who was convicted for cheating, in which he (ex-convict) requested that he might be appointed as a warder in the Jail Dept. The then I.G. of Prisons (Lt.Col.S.C.Contractor) who was consulted on the matter stated ^{that} the employment of ex-convicts as warders was not advisable both in the interests of efficiency and the reformation of prisoners. He considered that the duty of guarding prisoners was onerous and could not for obvious reasons be entrusted ~~to~~ ^{the} ex-convicts lest there should be dire consequences. He was therefore generally not in favour of extending to ex-convicts the concession allowed to ex-borstal inmates in rule 4(b)(ii) of the Madras Jail Subordinate Service Rules i.e. appointment in Govt. services. However he had ^{no} objection to appoint the ^{particular} ex-convict as a warder, as an exceptional case, if approved by the Govt. subject ~~to~~ of course to the condition that it was not made a precedent.

The request of the ^{ex-convict was finally} ~~petitioner~~ was turned down by Govt.-vide notes on pp.11-13 of G.O.No.5804 Home, dated 3-11-39. The ex-convict ~~was~~ in that case had studied upto S.S.L.C. In the present case the ex-convict was convicted of the offence of attempt to murder. He is not even literate. The case for appointment as a warder in the present case is much less than that in the case of 1939 referred to above.

4. In view of paras 2 and 3 above it is for orders whether the I.G's proposal may be negatived.

S. Pub (Ser) may see for remarks prior to circulation.

Mm 4/7/48 Pub (Ser)

Public (Govt) Department

The Home department's view at A on p. 3 ante may be concurred in in this department and the file returned to Home.

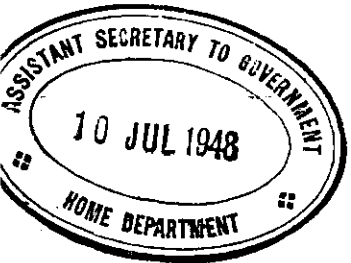
MR
6.7.48
H
6/7/48

The question whether an ex-convict can be employed in Govt service and that too as a jail warder - i.e. to be in charge of other convicts - is one of policy to be decided by Govt. Relaxation of rules is a minor matter. Home propose to negative the I.G.'s proposal. This Dept may agree with them.

7.7.48
H
ES
H

W.O. 1658/48 1
9/7.

61690 r. 22
10.7.48



HOME DEPARTMENT.

This file deals with the proposal of the I.G. of Prisons to appoint an ex-convict, Nanda Singh, aged about 27 years and not literate in any of the languages of the Province as a second grade warder in the Jail Dept. The proposal is examined in the typed note of this Dept. on pp. 1-3 above. ~~The~~ ^{the} proposal involves the relaxation of three service rules referred

pp 1 and 5

A ant. 5 c.

22/88-22.
19
27/7.

Q-2

A. f

f4 out

f4 out

to in para 1 on p.2 above and a departure from the previ
policy of Govt. in regard to appointment of ex-convicts as a
warder. This Dept. therefore proposed that the proposal
might be negatived. The Pub (Ser) Dept. have stated that
the question of appointment of an ex-convict as a warder to
be in charge of other convicts. is one of policy to be decided
by Govt. and that relaxation of rules is a minor matter and
that they agree with this Dept.'s proposal to negative the
proposal.

2. A draft order is submitted for approval.

3. The file may be circulated to H.M. (Agr) and H.Pr

103 approval.

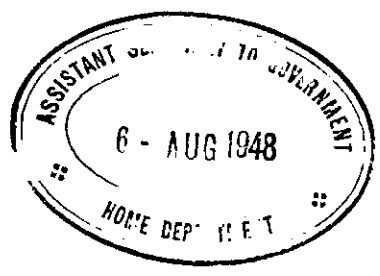
26.7.48

By
26/7/48.

Draft order may ~~then~~ be approved

27/7/48

A on p1 of



H.M. (Agr.) I am tempted
H.P. to agree to the
proposal of the J. & from what
the Ad. Bd speaks about the
prisoner (at page 2 of). In view
of the fact that he will be
useful in the wool factory in Jail
I think we may try for some
time: It is not for in due course
we can transfer him for some
job to the Kurikuppe Sheep farm
in Bellary. The reference to his physique
attracts me to employ him in Bellary
the Border area.

KM
27/7

O.P.R.
5/8

Please see the orders in circulation above. As H.M.
desires that the ex-convict may be tried for some time and
in due course transferred for some job to the Kurikuppe

C

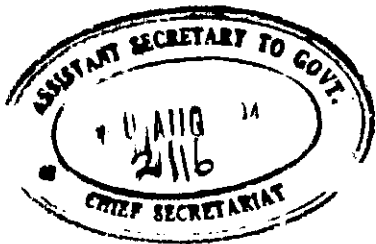
sheep farm, it does not appear necessary to relax the relevant rules to enable his appointment ~~as~~ ^{as} warder. The I.G. may be informed that he may appoint the ex-convict as a II grade warder temporarily under rule 9(a)(i) of the Genl. Rules.

14/8/48
14607

The question of relaxation of ^{the relevant} rules may be considered when he is to be permanently absorbed in the sheep farm.

3. A draft memo. is submitted for approval. After issue, the file may be sent to Pub for perusal ~~with ref. to para above~~ and to Dev. with ref. H.M.'s ^x suggestion to transfer the ex-convict to the Kurukuppe sheep farm, Bellary.

2.8.48.
13/8/48.



14/8/48

Sec. } (a.i.)
Pub }
Dev }

Issued as
memo 22188/48
dated 16.8.48.
Home
No 22188-C/48-3
18.8.48

Public (Sec) Department.

2572
20.8.48

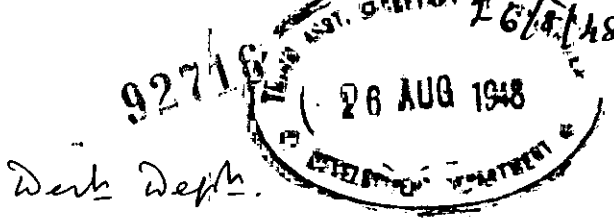
(Previous note of this department is on p. 4 ante)

The Home department's further note and orders in circulation at pp. 4-6 ante & The memo. on pp 11-12 are may be perused and the file passed on to Development

Memo 23.8.48
23/8/48

25/8/48

Dev Pub (Sec) No 2116/48-1



~~Attempts~~

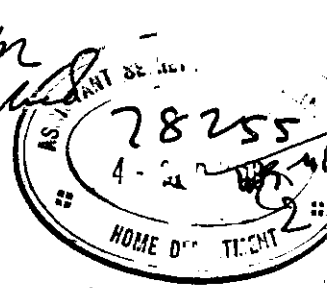
Appointments to the subordinate posts are made by the D.A.H. He should know the intentions of the Govt. Home may be requested to inform him of them.

The file may be referred to Home.

File
Process

1/9/48 S.

Home



Dev. No.
92716-12-48-1
3.9.48

Please see the notes of Pnl (Ser) and Deot
depts on p 6 ante. A draft memo is submitted
for approval. After issue, the papers may be recorded
for future reference.

for
8.9.48

R
9.9.48

MM 142914

Go. Ms. 3421 D. 15.9.48 (Issued Memo No. 22188-C/48 dated 15.9.48)

~~data~~
Jails - C. J. Bellamy -
Ex convict No. 7542,
Nande Singh - Appoint
ment as second grade
warder ~~temporarily and~~
~~employment in the Kurukruppa~~
~~sheep farm, Bellamy~~
papers recorded.